

**State of California, State Water Resources Control Board**

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://www.waterrights.ca.gov>

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

Owner(s) of Record:

RONALD L SCHLUTER

Primary Contact:

RONALD L SCHLUTER

PO BOX 1725

ALTURAS, CA 96101

Phone No. 530-233-3649

Fax No.

E-mail Address:

Source Name: BIG DOBIE SOUTH

Tributary To:

County: Modoc

Diversion within: SW 1/4 of SW 1/4 Section 26, T 43 N, R 12 E, MDB&M

Agent:

Address:

Phone No.

Fax No.

E-mail Address:

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

S004672

2006, 2007, 2008

Year of First Use: 1906

Name of Diversion works:

Assessor Parcel Number of the Diversion site:

A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.:                      Other (explain):                     

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims))                     

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm)                      Gallons per day (gpd)                      Cubic feet per second (cfs) X

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006					5	2	OUT	OUT					3.5
2007					5	3	OUT	OUT					4.0
2008					5	2	OUT	OUT					3.5

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons                      Million Gallons (MG)                      Acre-feet (AF)                     

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006					300	120	OUT	OUT					420
2007					300	180	OUT	OUT					480
2008					300	120							420

E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 280 acres; Stockwatering ☒; Domestic                     ;  
Other (specify)                     

Parcel Number(s) of Place of Use:                     

F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☐ NO ☐  
Describe any water conservation efforts you have initiated:                     

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year                      (AF/MG) Year                      (AF/MG) Year                      (AF/MG)

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: Jun, 2009 at Alturas Ca 96101, California

SIGNATURE: Ron Schluter

PRINTED NAME: Ronald (first name) Schluter (last name)

COMPANY NAME: \_\_\_\_\_

ITEM \_\_\_\_\_ CONTINUATION

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

I use ground water to supplement surface water during drought years

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000, Sacramento, CA 95812-2000  
Information: (916) 341-5300 ♦ FAX: (916) 341-5400 ♦ www.waterrights.ca.gov

2009 AUG 10 PM 12:52  
DIVISION OF WATER RIGHTS  
SACRAMENTO

**STATEMENT OF WATER DIVERSION AND USE**

(This is not a Water Right)

This Statement should be typewritten or legibly written in ink and submitted to the address above.  
A separate statement should be filed for each point of diversion. A duplicate copy will be returned for your file.

- A. Name of person diverting water Ronald L Schluter and Lynne I Revocable Living trust  
Address Bx 1725 Alturas Ca 96101  
Telephone: (530) 233-3566
- B. Water is used under: Riparian claim; \_\_\_\_\_ Pre-1914 right; X Other (explain) \_\_\_\_\_
- C. Name of the body of water at the point of diversion Mud Lake - Dam No. 129-5 of the Division of Safety of Dams  
Tributary to North Fork Pit River
- D. Point of diversion is located within \_\_\_\_\_ County on Assessors Parcel # \_\_\_\_\_, being within the \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section 20, of Township 43, Range 13 EMD B&M.  
Name of works \_\_\_\_\_
- E. Do you own the land at the point of diversion? Yes \_\_\_\_\_ NO X The name and address of the owner of the land is: Ralph Bowman & Gladys Alturas Ca
- F. Capacity of diversion works \_\_\_\_\_ (cfs, gpm, or gpd) Capacity of storage tanks or reservoir 300 (gallons or acre-feet)  
Type of diversion facility: Gravity X Pump \_\_\_\_\_  
Method of measurement: Weir \_\_\_\_\_ Flume \_\_\_\_\_ Electric Meter \_\_\_\_\_ Estimate X
- G. Enter the amount (or approximate amount) of water used each month.  
Amounts below are shown in: Gallons \_\_\_\_\_ Acre-feet X Other \_\_\_\_\_
- | Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2008 |     |     |     |     | 75  | 75   | 75   | 65  |      |     |     |     | 300          |
- H. Annual water use in recent years: Maximum 275 (gallons or acre-feet) Minimum \_\_\_\_\_ (gallons or acre-feet)  
Year of first use (nearly as known) 1908
- I. Purpose of use: What is the water being used for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) Livestock - waterfowl - wildlife  
300 Acres crop land
- J. General description or location of place of use (example: 40 acres of pasture located 3 miles from Happyville on Alpha Road) 1 1/2 miles East of Alturas on Hwy 395
- K. Map: Please locate the point of diversion and place of use on a print of a USGS quad map, or make a sketch on the section grid provided on the reverse side of this form. The sketch should identify the section lines, prominent local landmarks and roads, your point of diversion, and your place of use (your house, acreage irrigated, etc.).

(Over) (Please)

(Use)  
2006 - approx  $\frac{1}{2}$  full - use all - approx 150 Ac/ft.  
2007 - approx  $\frac{1}{3}$  full - use all - approx 100 Ac/ft

We received the water diversion and use forms  
for Big Dobie South #5004672  
and Big Dobie North #5004673

But, never received one for Mud Lake  
Dam # 129-5 with the Division of Safety of Dams

I hope the above information is ~~satisfactory~~ <sup>satisfactory</sup> Satisfactory

Sorry this is late.

Ronald L Schluter



S004672%\$%2003

2001, 2002, 2003

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information  
Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by August 1, 2004.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record: ROBERT L SCHLUTER;**

STATEMENT NO.: S004672  
CONTACT PHONE NO.: (530)233-3649

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**ROBERT L SCHLUTER**

**PO BOX 1168**

**ALTURAS, CA 96101**

*Ronald L Schluter*

Source Name: BIG DOBIE SOUTH  
Tributary To: RATTLESNAKE CREEK  
County: Modoc  
Diversion Within: SW1/4 of SW1/4 Section 26, T43N, R12E, MB&M

Year of First Use: 1906

Parcel Number:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right ☒ Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use -- Enter the amount (or the approximate amount) of water used each month.

Amounts below are: Gallons _____ Acre-feet <u>X</u> Other _____													
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2001				<u>DRY</u>		<u>no</u>	<u>water</u>						
2002	<u>Bes</u>	<u>did</u>	<u>not</u>	<u>fill</u>	<u>50</u>	<u>50</u>	<u>50</u>	<u>—</u>	<u>—</u>	<u>about</u>	<u>150</u>	<u>feet</u>	<u>150</u>
2003	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>50</u>	<u>50</u>	<u>50</u>	<u>50</u>	<u>—</u>	<u>about</u>	<u>200</u>	<u>feet</u>	<u>200</u>

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 700 acres; Stockwatering 400; Domestic \_\_\_\_\_

Other (specify) wildlife

E. Changes in Method of Diversion -- Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO \_\_\_\_\_

Describe any water conservation efforts you have initiated:

sprinklers

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011. of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief. *P.O. Box 1725 - 96101*

DATE: *5-25* *2004* at *Alturas*, *Modoc County*, California

SIGNATURE: *Ronald L Schluter*

PRINTED NAME: *Ronald L Schluter*  
(first name) (middle init.) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2001.

Owner of Record: ROBERT L SCHLUTER ;

ROBERT L SCHLUTER  
PO BOX 1168  
ALTURAS, CA 96101



Statement No: S004672  
Password: 04190110000063  
Phone Number: (530)233-3649

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Source Name: BIG DOBIE SOUTH  
Tributary To: RATTLESNAKE CREEK  
County: Modoc  
Diversion Within: SW1/4 of SW1/4 Section 26, T43N, R12E, MB&M

Year of First Use: 1906

Parcel Number:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right ☒ Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1998				X	X	X	X	X	X				
1999					X	X	X	X	X				
2000					X	X	X	X					

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 900 acres; Stockwatering Cattle Horses & Wildlife; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: using sprinkler systems instead of flood irrigation where it can be done

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_



2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6-11-001 20 at Alturas, California

SIGNATURE: Robert L Schluter

PRINTED NAME: Robert L Schluter  
(first name) (middle init.) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

We only use water as needed and irrigate properly

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

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STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 004672

ROBERT L SCHLUTER  
BOX 1168  
ALTURAS, CA 96101

TELEPHONE NUMBER:  
(916) 233-3649

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BIG DOBIE SOUTH

TRIBUTARY TO: RATTLESNAKE CREEK

COUNTY: MODOC

DIVERSION

WITHIN: SW1/4 OF SW1/4 SECTION 26, T43N, R12E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1993. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons  
below are: ☐ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990					✓	✓	✓	✓	✓				
1991				✓	✓	✓	✓						
1992		Completely			Dry								

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 700 Acres

Stockwatering unknown as wild life of all types and cattle use the water

Domestic none

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

\_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 9, 1993, at Alturas, California

Signature: Robert L Schluter

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

5-4 672  
\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

MM 12-20-95

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S004672

OWNER OF RECORD: ROBERT L SCHLUTER

70 ROBERT L SCHLUTER  
BOX 1168  
ALTURAS, CA 96101

SOURCE: BIG DOBIE SOUTH

TRIBUTARY TO: RATTLESNAKE CREEK

COUNTY: MODOC

DIVERSION

WITHIN: SW $\frac{1}{4}$  OF SW $\frac{1}{4}$  SECTION 26, T43N, R12E, MDB&M.

STATE WATER CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 JUN 13 AM 6:16  
TELEPHONE NUMBER:

(916) 233-3649

YEAR OF FIRST USE: 1906

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

1995

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right X; Other (explain) Certificate of Approval

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) Months used

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992						No water in season							
1993						X	X	X	X				
1994	Short water season					X	X	X					

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 800 acres; Stockwatering horses, not counted; Domestic \_\_\_\_\_

Other (specify) Water Horses, cattle & wildlife

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

*None*

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

*None*

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: *June 5*, 19 *95*, at *Alturas*, California

SIGNATURE: *Robert L. Schluter*

PRINTED NAME: *Robert L Schluter* (FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: *Schluter Ranch*

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5004672

DIVERSION SITE:

OWNER'S NAME Robert L Schluter  
(FIRST) (MIDDLE) (LAST)

PARCEL NO. SE 1/4 of SE 1/4 Section 23 T43N

PLACE OF USE:

OWNER'S NAME Robert L Schluter  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. Section 5-6-7-8-12 T42N R13E

2. PARCEL NO. \_\_\_\_\_

3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER

NAME Robert L Schluter  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS Box 1168  
Alturas Calif 96101  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (916) 233 - 3649

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P STREET SACRAMENTO, CA  
(916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

ROBERT L SCHLUTER  
BOX 1168  
ALTURAS, CA 96101

STATEMENT NO: 004672

TELEPHONE NUMBER:  
(916) 233-3649

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BIG DOBIE SOUTH

TRIBUTARY TO: RATTLESNAKE CREEK

COUNTY: MODOC

DIVERSION

WITHIN: SW1/4 OF SW1/4 SECTION 26, T43N, R12E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1990. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts ☐ Gallons  
below are: ☐ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1987					✓	✓	✓	✓	✓				
1988					✓	✓	✓	✓	✓				
1989					✓	✓	✓	✓	✓	✓			

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 800 Acres

Stockwatering Live Stock Wildlife - Horses

Domestic none

Other (specify) grains Pasture Hayland

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Jan 8, 19 90, at Alturas

Signature: Robert L Schluter

California  
APR 1 1990 KSW

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
STATEMENT OF WATER DIVERSION AND USE

S 4672

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water Robert L. Schluter  
Address Box 1168 Alturas Calif.
- B. Name of body of water at point of diversion Big Delta Smith Fork Rattlesnake Cr  
Tributary to Pat River
- C. Place of diversion SW 1/4 SW 1/4 Section 26 Township 42 Range 12 E M.D. B&M.  
Maricopa County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

- D. Name of works Thomas Payne Ditch Co.
- E. Capacity of diversion works 5000 cfs cubic feet per second  
Capacity of storage reservoir 2000 acre-ft gallons per minute  
State quantity of water used each month in gallons acre-foot
- | Year | Jan. | Feb. | Mar. | Apr. | May | June | July | Aug. | Sept. | Oct. | Nov. | Dec. | Total Annual |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|--------------|
|      |      |      |      |      |     | 50'  | 200' | 200' | 350'  | 200' | 100' |      |              |

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

- Maximum annual water use in recent years 1500 acre ft gallons  
Minimum annual water use in recent years 500 acre-foot  
Type of diversion facility: gravity A, pump  
Method of measurement: weir, flume, electric power meter, water meter, estimate A

- F. Purpose of use (what water is being used for) Irrigation of hay, grain and Pasture  
and Stock Water

- G. General description or location of place of use (use sketch of section grid on reverse side if you desire)  
Sec 6-7, 22-31 and 29 T42N, R12E, Sec 1-2-11-12 T42N R12E M.D. B1M

- H. Year of first use as nearly as known 1908
- I. Name of person filing statement Robert L. Schluter  
Position Owner Organization  
Address Alturas

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed Jan. 7, 1969 Signature Robert L. Schluter

See Instructions on Reverse Side